

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Confirmation  
No.: 5747  
Application  
No.: 10/723,172  
Title: TURBOCHARGER WITH  
WASTEGATE  
Inventor: James A. McEwan  
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Attorney  
Docket No: HOET-16  
Examiner: Thai Ba Trieu

} Certificate Under 37 CFR 1.6(a)(4)

} I hereby certify that this correspondence is  
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} on September 30, 2009

}   
} (Signature)

} John H. Allie  
} (Printed Name)

**REPLY UNDER 37 CFR 1.111**

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This reply is respectfully submitted in accordance with 37 CFR § 1.111 and

MPEP 1208.

Claim listing begins on page 2.

Remarks begin on page 6.